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Attorney for Laura A. Gaddy and the Class

**IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH**

LAURA A. GADDY, individually
and on behalf of all others similarly
situated,

Plaintiffs,

v.

**[The] CORPORATION OF THE
PRESIDENT OF THE CHURCH OF
JESUS CHRIST OF LATTER-DAY
SAINTS**, a Utah corporation sole.

Defendant

**NOTICE OF SUPPLEMENTAL
AUTHORITY IN SUPPORT OF
OPPOSITION TO 12(b)(6) MOTION TO
DISMISS AMENDED COMPLAINT**

Hearing: Jan. 5, 2021 1:30 p.m.

(DEMAND FOR JURY TRIAL)

2:19-cv-00554-RJS--DBP

Chief District Judge Robert J. Shelby

Magistrate Judge: Dustin B. Pead

Pursuant to District of Utah Local Rule 7-1(b)(4), Plaintiff submits this Notice of Supplemental Authority which has come to the attention of Plaintiff's counsel.

When pertinent and significant authorities come to the attention of a party after the party's memorandum has been filed, or after oral argument but before decision, a party may promptly file a notice with the court and serve a copy on all counsel, setting forth the citations. There must be a reference either to the page of the memorandum or to a point argued orally to which the citations pertain, but the notice must state, without argument, the reasons for the supplemental citations.

Any response must be made, filed promptly, and be similarly limited.

[DUCivR 7-1 \(b\)\(4\)](#).

Plaintiff submits an additional case in support of her [Amended] Opposition to Motion to Dismiss the Amended Complaint (ECF #47): [United States v. Jeffs, No. 2:16-CR-82 TS, 2016 WL 6745951 \(D. Utah Nov. 15, 2016\)](#). The Case should be read in the context of Plaintiff's Opposition § V (Opp. pps. 21-25): "V. The First Amendment is an Affirmative Defense, not a Bar. The AC places Sincerity at Issue. Thus, Dismissal on the Pleadings is Inappropriate." [United States v. Jeffs, No. 2:16-CR-82 TS, 2016 WL 6745951 \(D. Utah Nov. 15, 2016\)](#).

Reason for submission: Plaintiff inadvertently inserted language from and cited to an older [Jeffs v. Stubbs 970 P.2d 1234 \(Utah 1998\)](#) case in her Opposition (Opp. p. 18).

DATED this 21st day of December 2020.

Kay Burningham, Attorney at Law

/s/ *Kay Burningham*

Kay Burningham

Attorney for Laura A. Gaddy and the Class